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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

USA CAPITAL REALTY ADVISORS,
LLC,

USA CAPITAL DIVERSIFIED TRUST
DEED FUND, LLC,

USA CAPITAL FIRST TRUST DEED
FUND, LLC,

USA SECURITIES, LLC,

Debtors.

Affects:

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR
Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under Case No.
BK-S-06-10725 LBR

**STIPULATION RE WITHDRAWAL
OF PROOF OF CLAIM NOS. 10725-
01051, 10725-01087, 10725-01262
FILED BY ALAN TEEGARDIN AND
PROOF OF CLAIM 10725-01261
FILED BY RESIDENT AGENTS OF
NEVADA, INC.**

The USACM Liquidating Trust (the "USACM Trust"), by and through its undersigned counsel Alan Teegardin ("Teegardin") and Resident Agents of Nevada, Inc. ("Resident Agents"), by and through its undersigned counsel, stipulate:

1. Teegardin filed Proof of Claim No. 10725-01051 on November 6, 2006, in the amount of \$54,535.00, Proof of Claim No. 10725-01087 on November 7, 2006, in the

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1 amount of \$54,535.00 and Proof of Claim No. 10725-1262 on November 10, 2006
2 (“Claims”).

3 2. Resident Agents filed Proof of Claim No. 10725-00988 on November 6,
4 2006 and Proof of Claim No. 10725-01261 on November 10, 2006, in the amount of
5 \$54,535.00.

6 3. On January 4, 2008, USACM Trust notified Teegardin and Resident Agents’
7 counsel that Teegardin and Resident Agents had filed five Proofs of Claim that appeared
8 to be duplicative.

9 4. Accordingly, the parties agree and stipulate that Teegardin and Resident
10 Agents will withdraw the duplicate claims filed in this case as follows:

- 11 • Teegardin will withdraw Proof of Claim Nos. 10725-01051, 10725-
12 01087 and 10725-1262;
- 13 • Resident Agents will withdraw Proof of Claim No. 10725-01261; and
- 14 • Teegardin and Resident Agents will receive no distribution from the
15 USACM Trust on account of the above referenced claims, which are
16 being withdrawn.

17 DATED: January 8, 2008

18
19 **LEWIS AND ROCA LLP**

20 By: /s/ RC (#6593)

21 Susan M. Freeman, AZ 4199 (*pro hac vice*)


22 Rob Charles, NV 6593

23 *Counsel for USACM Liquidating Trust*

24 -and-
25
26

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DATED: February 8, 2008.


Alan Teegardin, Esq. *Attorney*
Counsel Alan Teegardin and for
Resident Agents of Nevada, Inc.